

BOARD OF REGISTERED NURSING

INITIAL STATEMENT OF REASONS

Hearing Date: July 17, 2002

Subject Matter of Proposed Regulations: Amend Title 16, Section 1444.5, Disciplinary Guidelines.

Specific Purpose of each adoption, amendment, or repeal:

Section 1444.5 is amended to incorporate, by reference, the most current version of the Board's disciplinary guidelines, "Recommended Guidelines for Disciplinary Orders and Conditions of Probation" (4/02).

Factual Basis:

Business & Professions Code Sections 2750 and 2759 authorize the Board to discipline registered nurses for violation of the Nursing Practice Act. The Board's publication, "Recommended Guidelines for Disciplinary Orders and Conditions of Probation" delineates the possible disciplinary action the Board may impose for violations of the Nursing Practice Act. Government Code Section 11425.50(e) requires that disciplinary guidelines be in regulations. In accordance with this statute, the Board adopted California Code of Regulations Section 1444.5, which incorporates by reference the Board's disciplinary guidelines of September 1999.

This regulatory proposal amends Section 1444.5 to incorporate by reference the April 2002 revision of the Board's disciplinary guidelines, "Recommended Guidelines for Disciplinary Orders and Conditions of Probation". The revision reflects statutory and regulatory changes, strengthens consumer protection, and enhances clarity and consistency.

The specific changes and rationale for the changes are described in the attached document, "BRN Disciplinary Guideline Revisions - April 2002".

Underlying Data Not applicable.

Business Impact

This regulation will not have a significant adverse economic impact on businesses.

Specific Technologies or Equipment

This regulation does not mandate the use of specific technologies or equipment.

Consideration of Alternatives

No alternative which was considered would be either more effective than or equally as effective as and less burdensome to affected private persons than the proposed regulation.